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ZONING BOARD OF APPEALS

Sherri Lougee, Board Secretary

NOTICE OF DECISIONS

A Public Hearing has been held with regard to the following petitions before the City of Newton Zoning Board of Appeals. The decisions were determined as follows:

- #6-08** from James Meigs and Julia Talcott, 74 Elmhurst Road, Newton, MA, requesting a variance of 1.3 feet from the side yard setback requirements of the Newton Revised Zoning Ordinances, Section 30-15, Table One, in order to legalize a roof canopy over a bulkhead stairway on a newly constructed residence at 80 Elmhurst Road, resulting in a side yard setback of 6.7 feet. **(Required side yard setback for new lots created after December 7, 1953 is 10 feet.)** The 80 Elmhurst Road property is located in a Single Residence 3 district. **The petitioners' request for a variance from the side yard setback was granted, subject to conditions, 5-0.**
- #7-08** from Leon D. and Shirley A. Jaffe, 3 High Street Place, Unit 1, Brookline, MA, appealing (1) the decision of the Commissioner of Inspectional Services that 1402 Centre Street, Newton, a legal 2-family home in a single residence district, is being used as a lodging house with 11 unrelated lodgers occupying the home, without a special permit allowing occupancy by an association of persons; and (2) the Commissioner's denial of a building permit to perform work at the 1402 Centre Street property. The property is located in a Single Residence 3 District. **The petitioners' appeal of the decision of the Commissioner of Inspectional Services was denied, 5-0.**

Any appeal of the above decision must be made to the Superior Court within twenty (20) days of its filing with the City Clerk in accordance with Section 17 of the Massachusetts General Law, Chapter 40A.

Decision number 6-08 and 7-08 were filed on May 28, 2008.